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September 6, 1994

DOCKET FILE COPY ORIGINAL

Mr. William F. Caton **Acting Secretary** Federal Communications Commission 1919 M Street N.W., Room 222 Washington, D.C. 20554

> Notice of Ex Parte Presentation for PR File No. 94-SP2 Re:

Dear Mr. Caton:

On September 6, 1994, Tom Blum, John Scott, and Charon Harris, representing Bell Atlantic Mobile Systems, Inc., met with Mr. David Furth, and Mses. Regina Harrison and Julia Kogan of the Private Radio Bureau. The purpose of the meeting was to discuss the petition to regulate commercial mobile services rates filed by the Arizona Corporation Commission.

Please contact the undersigned if there are any questions regarding this matter.

y truly yours

haron J. Ha

cc:

Regina Harrison, Esq.

No. of Copies rec'd List ABCDE

94-106

METRO MOBILE CTS OF FAIRFIELD COUNTY, INC.

METRO MOBILE CTS OF HARTFORD, INC.

METRO MOBILE CTS OF NEW HAVEN, INC.

METRO MOBILE CTS OF NEW LONDON, INC.

METRO MOBILE CTS OF WINDHAM, INC.

Cancels 1st Revised Sheet 31 (T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

V. RATE SCHEDULE (Continued)

V.3 <u>Basic Service</u> (Continued)

b. <u>Usage Rates</u> (Continued)

Usage rates for calls to E-911 emergency numbers will not be billed to the cellular subscriber.

Usage charges shall be as follows:

(1)	Peak Period		er Minute Maximum
(a)	For usage up to and including 100,000 peak minutes per month.	\$.08	\$.40
(b)	For usage from 100,001 to 250,000 peak minutes per month.	\$.08	\$.40
(c)	For usage from 250,001 to 500,000 peak minutes per month.	\$.08	\$.40
(d)	For usage from 500,001 to 1,000,000 peak minutes per month.	\$.08	\$.40
(e)	For usage from 1,000,001 to 2,000,000 peak minutes per month.	.08	\$.40
(f)	For usage from 2,000,001 to 4,000,000 peak minutes per month.	\$.08	\$.40
(g)	For usage over 4,000,000 peak minutes per month.	\$.08	\$.40

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Cancels 1st Revised Sheet 32 (T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

V. RATE SCHEDULE (Continued)

V.3 <u>Basic Service</u> (Continued)

b. <u>Usage Rates</u> (Continued)

	(2)			inute <u>ximum</u>
(a)		For usage up to and including 25,000 off-peak minutes per month.	\$.07	\$.30
(b)		For usage from 25,001 to 62,500 off-peak minutes per month.	\$.07	\$.30
(c)		For usage from 62,501 to 125,000 off-peak minutes per month.	\$.07	\$.30
(d)		For usage from 125,001 to 250,000 off-peak minutes per month.	\$.07	\$.30
(e)		For usage from 250,001 to 500,000 off-peak minutes per month.	\$.07	\$.30
(f)		For usage from 500,001 to 1,000,000 off-peak minutes per month.	\$.07	\$.30
(g)		For usage over 1,000,000 off-peak minutes per month.	\$.07	\$.30

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Cancels 1st Revised Sheet 33 (T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

V. RATE SCHEDULE (Continued)

V.3 Basic Service (Continued)

b. <u>Usage Rates</u> (Continued)

(3) The minimum monthly usage requirement is 62.5 billed hours of peak hour usage (cellular mobile station to landline) (or equivalent) per initial 50 number blocks; or 31.25 billed hours of peak hour usage (cellular mobile station to landline) (or equivalent) per 25 number additional block(s). Minimum usage is billed in advance. If actual usage exceeds the minimum requirement, the subscriber is billed the difference.

V.4 Discounts

Discounts are provided on cellular number and usage charges to subscribers based on:

(a) The quantity of activated numbers within the Band selected and maintained by the subscriber; and a legally binding commitment to take cellular service continuously from the Company for a period of time specified in the following schedule:

Quantity of Cellular Discount (Applied to Total Numbers Activated Cellular Number and Usage Charges)

Period

•		
	0-12 Months	13-24 Months
Band	Min. Max.	<u>Min. Max.</u>
A Up to 50	0% 15%	0% 15%
B 51 - 350	0% 15%	0% 15%
	06 136	04 134
C 351 - 1,000	0% 15%	0% 15%
D 1,001 - 2,500	0ቄ 15ቄ	0% 15%
E 2,501 - 5,000	0% 15%	0% 15%
F 5,001 - 10,000	0% 15%	0% 15%
G 10,001 - 20,000	0% 15%	0% 15%
H Over 20,000	0ቄ 15ቄ	0% 15%

The credited discount will be based on the Band and Period selected and applied to the subscriber's total monthly bill for cellular numbers and usage.

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Cancels 1st Revised Sheet 34 (T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

V. RATE SCHEDULE (Continued)

V.4 <u>Discounts</u> (Continued)

The subscriber may reestablish or terminate the discount after expiration of the Period selected. If termination occurs prior to the expiration of the Period selected, the discount is deemed unearned and the amount of charges discounted during the Period is due, plus interest at the rate described in IV.7d.

If the quantity of activated cellular numbers maintained by the subscriber is fewer than the selected Band, an adjustment to the next appropriate lower Band will be effected automatically. The discount difference between the Bands, previously credited, plus interest at the rate described in IV. 7d will be debited to the subscriber's monthly bill.

During any period selected, the subscriber may amend the selection and select a higher Band or a longer Period, or both and receive the higher appropriate discount.

Discounts will be credited towards the following month's bill after the Company's receipt of satisfactory documentation of the subscriber's eligibility, pursuant to V.4.(a), to receive a discount. For purposes of applying discounts, the longevity of each number block will be determined separately.

(b) The length of time that a subscriber has continuously taken CMTS in the State of Connecticut from a Cellular Carrier authorized by the FCC to provide facilities-based CMTS in the State of Connecticut, in accordance with the following schedule:

Replacing sheet dated June 22, 1989 Effective: September 18, 1992 (T

METRO MOBILE CTS OF FAIRFIELD COUNTY, INC.

METRO MOBILE CTS OF HARTFORD, INC.

METRO MOBILE CTS OF NEW HAVEN, INC.

METRO MOBILE CTS OF NEW LONDON, INC.

METRO MOBILE CTS OF WINDHAM, INC.

Cancels 1st Revised Sheet 35 (T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

V. RATE SCHEDULE (Continued)

V.4 <u>Discounts</u> (Continued)

(b) (Continued)

0-12 months	13-24 months	25-36 months
0-10%	0-10%	0-10%
37-48 months	49-60 months	61-72 months
0-10%	0-10%	0-10%

(c) The maximum total discount provided to any subscriber for discounts under subsections (a) and (b) above shall not exceed 15%.

V.S Optional Services

a. General

The Company may provide one or more of the following features based upon the availability of facilities:

(1) Call Forwarding

Allows an end-user of CMTS to transfer all incoming calls to another telephone automatically during the period of time this feature is activated.

(2) No-Answer Transfer

Allows an end-user of CMTS to transfer all incoming calls to another telephone after a designated number of rings during the period of time this feature is activated.

(3) Three-Way Calling

Enables an end-user of CMTS to add a third party to ar established connection without operator assistance. The third party may be

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Cancels 1st Revised Sheet 36 (T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

V. RATE SCHEDULE (Continued)

V.S Optional Services (Continued)

a. <u>General</u> (Continued)

(3) Three-Way Calling (Continued)

called by the user of CMTS initiating the threeway calling on either a local or long distance basis.

(4) Call Waiting

When an end-user of CMTS is talking on the mobile station, a tone will signal that a call is waiting. The incoming caller hears a regular ringing signal. Flashing the hookswitch "holds" the first call while the second is answered. The end-user can alternate between calls by flashing the hookswitch.

(5) Toll Restriction

No outgoing toll and/or long distance calls can be completed, per access number arranged.

(6) <u>Incoming Only</u>

No outgoing calls can be completed, per access number arranged.

(7) Outgoing Only

No incoming calls will be accepted, per access number arranged.

(8) Speed Calling

Allows selection of up to eight numbers for completing calls to specified destination using shortened code numbers per access number arranged.

METRO MOBILE CTS	OF FAIRFIELD COUNTY,	INC.	(T)
METRO MOBILE CTS	of HARTFORD, INC.		(T)
METRO MOBILE CTS	of NEW HAVEN, INC.	TARIFF D.P.U.C. NO. 1	
METRO MOBILE CTS	S OF NEW LONDON, INC.	2nd Revised Sheet 37	
METRO MOBILE CTS	OF WINDHAM, INC.	Cancels 1st Revised Sheet 37	(T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

V. RATE SCHEDULE (Continued)

V.5 Optional Services (Continued)

b. The monthly rates for optional services shall be as follows:

		Minimum <u>Amount</u>	Maximum <u>Amount</u>
(1)	Call Forwarding Each Access No.	\$0	\$5
(2)	No Answer Transfer Each Access No.	\$0	\$5
(3)	Three-Way Calling Each Access No.	\$0	\$ 5
(4)	Call Waiting Each Access No.	\$0	\$5
(5)	Toll Restriction Each Access No.	\$0	\$5
(6)	Incoming Only Each Access No.	\$0	\$5
(7)	Outgoing Only Each Access No.	\$0	\$5
(8)	Speed Calling Each Access No.	\$0	\$5

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METRO MOBILE CTS OF NEW HAVEN, INC.

METRO MOBILE CTS OF NEW LONDON, INC.

METRO MOBILE CTS OF WINDHAM, INC.

Cancels 1st Revised Sheet 38 (T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

V. RATE SCHEDULE (Continued)

V.6 Non-Recurring and Miscellaneous Charges

a. Service Establishment

Service establishment rates apply to work associated with receiving, recording and processing information necessary to execute a subscriber's request for initial establishment of service.

The rates for non-recurring service establishment per number block of access numbers are:

	Minimum <u>Amount</u>	Maximum Amount
Initial 50 number block	\$5	\$50
Each additional 25 number block	\$5	\$25

b. Service Activation

To add, restore or change an access number, or to add, modify or delete services, the rate per change is:

Minimum	Maximum
<u>Amount</u>	Amount
\$5	\$40

This charge is not applicable when an optional feature is activated at the same time as the access number to which it applies.

V.7 <u>Directory Assistance Charges</u>

Directory assistance is provided by other carriers as part of services furnished to the Company. Where charges for directory assistance are applicable, such charges shall be passed through to the subscriber.

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Cancels 1st Revised Sheet 39 (T)

WHOLESALE CELLULAR MOBILE TELEPHONE SERVICE

- V. RATE SCHEDULE (Continued)
 - V.7 <u>Directory Assistance Charges</u> (Continued)

(Material on Page 39 Previously Deleted)

Replacing sheet dated June 22, 1989 Effective: September 18, 1992 (T

METRO MOBILE CTS OF FAIRFIELD COUNTY, INC.

METRO MOBILE CTS OF HARTFORD, INC.

METRO MOBILE CTS OF NEW HAVEN, INC.

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METRO MOBILE CTS OF WINDHAM, INC.

Wholesale Cellular Mobile Telephone Service

EFFECTIVE WHOLESALE PRICE LIST

ı.	Security Deposit	(Per Number):	two and one half months times
			the estimated monthly charges
			for access numbers, usage,
			local exchange service (if
			any), toll and optional features

2. Service Establishment Charge

(D)

a. 50 number block:b. 25 number block:

\$ 30.00 \$ 25.00

3. Service Activation Charge

(D)

To add, restore or change an Access Number, or to add or modify optional features* per Access Number affected:

\$ 20.00

- * Not applicable when an optional feature is activated at the same time as the access number to which it applies.
- 4. Access and Usage Charges
 - (a) Monthly Access Charges (Per Number)

\$ Rate Per
Month/Number

Amount

- (1) For each cellular number up
 to 500 numbers (minimum initial (
 order or 50, and subsequent
 orders in blocks of 25 numbers). \$ 10.50 (R)
- (2) For each cellular number from 501 to 2,000 numbers (in blocks of 25 numbers). \$ 10.50 (R)

(D)

(D)

placing sheet dated January 1, 1994

Effective: July 15, 1994

PAGE 2

			Mon	ate Per th/Numb Amount	
•	(3)	For each cellular number From 2,001 to 5,000 numbers (in blocks of 25 numbers).	\$ 1	0.50	(R)
	(4)	For each cellular number from 5,001 to 10,000 numbers (in blocks of 25 numbers).	1	0.50	(R)
	(5)	For each cellular number from 10,001 to 20,000 numbers (in blocks of 25 numbers).	1	0.50	(R)
	(6)	For each cellular number over 20,000 numbers (in blocks of 25 numbers).	10	0.50	(R)
(b)		lar Usage Charges to Cellular esale Subscriber (Per Minute)	<u>\$ Ra</u>	te Per M	<u>inute</u>
	(1)	Peak Period			
	(a)	For usage up to and including 100,000 peak minutes per month.	\$.28	
	(b)	For usage from 100,001 to 250,000 peak minutes per month		.28	
	(c)	For usage from 250,001 to 500,000 peak minutes per mth.		.28	
	(d)	For usage from 500,001 to 1,000,000 peak minutes per month.		.28	
	(e)	For usage from 1,000,001 to 2,000,000 peak minutes per month.		.28	
	(f)	For usage from 2,000,001 to 4,000,000 peak minutes per mth	n.	.28	
	(g)	For usage over 4,000,000 peak minutes per month.		.28	

S Rate Per Minute

(2)	Off-Peak Period	
(a)	For usage up to and including 25,000 off-peak minutes per month.	\$.18
(b)	For usage from 25,001 to 62,500 off-peak minutes per month.	\$.18
(c)	For usage from 62,501 to 125,000 off-peak minutes per month.	\$.18
(d)	For usage from 125,001 to 250,000 off-peak minutes per month.	\$.18
(e)	For usage from 250,001 to 500,000 off-peak minutes per month.	\$.18
(f)	For usage from 500,001 to 1,000,000 off-peak minutes per month.	\$.18
(g)	For usage over 1,000,000 off-peak minutes per month.	\$.18

5. Volume and Length of Contract Discount

Quantity of Cellular Numbers Activated	Discount (Applied to Total Cellular Number and Usage Charges) Period	
Band	0-12 Months	13-24 Months

<u>d</u>		
Up to 50	0\$	0\$
51 - 350	2.0%	3.5%
351 - 1,000	2.5%	4.0%
1,001 - 2,500	3.0%	4.5%
2,501 - 5,000	3.5%	5.0%
5,001 -10,000	4.0%	5.5%
10,001 -20,000	4.5%	6.0%
Over 20,000	5.0%	6.5 %
	Up to 50 51 - 350 351 - 1,000 1,001 - 2,500 2,501 - 5,000 5,001 -10,000 10,001 -20,000	Up to 50 0\$ 51 - 350 2.0\$ 351 - 1,000 2.5\$ 1,001 - 2,500 3.0\$ 2,501 - 5,000 3.5\$ 5,001 -10,000 4.0\$ 10,001 -20,000 4.5\$

6. Length of Service Discounts (Applicable to Access and Usage Charges):

0-12 months	13-24 months	25-36 months
18	2%	3%
37-48 months	49-60 months	61-72 months
4%	5%	6%

7. Optional Services (Per Service):

\$ 1.00

LCC1 - 4899999 FAX 982 0733

COMM'S

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GURMAN, KURTIS, BLASK & FREEDMAN

CHARTERED

SUITE 500 1400 SIXTEENTH STREET, N.W. WASHINGTON, D.C. 20036

LOUIS GURMAN MICHAEL K. KURTIS JEROME K. BLASK WILLIAM D. FREEDMAN GLENN S. RICHARDS* DANIEL E. SMITH ANDREA S. MIANO COLEEN M. EGAN®

. NOT ADMITTED IN D.C.

(202) 328-8200 TELECOPIER: (202) 462-1784 ACTION BY November 4, 1991,0

HERRERT C. HARRIS LEONARD M. GARAVALIA FRANK A. RONDINELLI JAMES C. EGYUD BRENT R. SHIREY CONSULTING ENGINEERS

RICHARD M. TETTELBAUM

OF COUNSEL

Mr. Robert J. Murphy Executive Secretary Department of Public Utility Control One Central Park Plaza New Britain, Connecticut 06051

CS __ GA __ RE __ WA

GP

Application of Litchfield County Cellular, Inc. Approval of Wholesale Cellular Mobile Telephone Service Tariff (Docket No. 91-06-08)

Dear Mr. Murphy:

Enclosed herewith for filing with the Connecticut Department of Public Utility Control (the "Department") in the abovereferenced docket are the original and nineteen (19) copies of its Wholesale Cellular Mobile Telephone Service Tariff submitted pursuant to the Department's anticipated Final Order on November 7, 1991.

Also enclosed for filing with the Department are the original and 19 copies of the revised policy and customer notification exhibit indicating that an eight percent interest rate will be applied to any deposits held by Litchfield County Cellular, Inc. (the "Company").

For the convenience of the Department, a red-lined draft of the tariff, and the policy and customer notification exhibit, are enclosed to show where changes were made pursuant to the Draft Decision.

An extra copy of this cover letter and a self-addressed, return envelope are enclosed for date-stamping and return by the Department.

RECEIVED

NOV 6 - 1991

Dept. of Public Utility Control TELECOM'

Mr. Robert J. Murphy November 4, 1991 Page 2

Please direct any inquiries on this matter to the undersigned counsel.

Respectfully submitted.

LITCHFIELD COUNTY CELLULAR, INC.

Louis Gurman Andrea Miano

Its Attorneys

cc: Service List

CERTIFICATE OF SERVICE

I, Ruth E. McGovern, a secretary in the law offices of Gurman, Kurtis, Blask & Freedman, Chartered, do hereby certify that on this 4th day of November, 1991, a copy of the foregoing Wholesale Cellular Mobile Telephone Service Tariff was sent by U.S. first class mail, postage prepaid to:

John F. Merchant
Consumer Counsel
Office of Consumer Counsel
136 Main Street, Suite 501
New Britain, Connecticut 06051
(2 Copies)

Mr. Mark W. Bluemling Springwich Cellular Ltd. Partnership 555 Long Wharf Drive New Haven, Connecticut 06511

Peter J. Tyrrell, Esquire Room 1021 227 Church Street New Haven, Connecticut 06510

David Malko
Metro Mobile CTS, Inc.
20 Alexander Drive
Wallingford, Connecticut 06492

Robert W. Storm, Esquire Stephen R. Humphrey, Esquire Robinson & Cole One Commercial Plaza Hartford, Connecticut 06103-3597

Ruth E. McGovern

DEPOSIT AND CREDIT CLASSIFICATION POLICY

All customers require advance payment of the activation fee and first month's service charge.

Credit references of all customers will be confirmed by the Office Manager or Director of Marketing if the Office Manager is unavailable.

Credit Classifications

Credit classifications will be assigned based on the following criteria:

- A Four (4) lines of open credit. One (1) line of credit must be ≥ \$2000.00. No more than 2 30-day late payments.
- B Three (3) lines of open credit.
 One (1) line of credit must be ≥ \$1000.00.
 No more than 4 30-day and 2 60-day late payments.
- C Three (3) lines of open credit.
 No more than 6 30-day and 3 60-day late payments.
- D Less than 3 lines of open credit.

 More than 6 30-day and 3 60-day late payments.

All decisions will be made by the Office Manager.

Security Deposits

Security deposits are based on the customer's credit classification and payment history:

- A No deposit
- B No deposit
- C \$100 \$150 deposit required.
- D \$250 \$500 deposit required.

All deposits must be paid in advance of service activation. Security deposits will be placed in an escrow account earning 8% interest.

Refunds

All accounts will be reviewed after 6 months. Security deposits with interest will be credited to the customer's account unless requested otherwise at time of refund.

Criteria for refunding security deposits held on account:

- Security deposits will be refunded after 6 months if all payments have been made on time.
- If a customer has been sent 1 or more hard notices and more than 1 soft notice, the security deposit will be held in escrow for an additional 6 months pending review at that time.
- If a customer is disconnected, voluntarily or involuntarily, the deposit will be held for a minimum of 90 days from the disconnect date and will be used toward any outstanding balance due to Cellular One.

Refund of a Poor Credit Security Deposit

Security deposits will be refunded at the 2nd review or each successive review unless:

- Any checks for payment have been returned for Non Sufficient Funds; and/or
- The customer currently has a past due balance which is greater than the amount of the security deposit; and/or
- The customer has been sent a hard notice during the previous 6 month period.

If the customer is denied a refund after the second review, the security deposit will be held in escrow and the account will be reviewed every six months up to 24 months from the date of deposit. At the time of refund, security deposits with interest will be credited to the customer account unless requested otherwise.

TARIFF D.P.U.C.

WHOLESALE CELLULAR TELECOMMUNICATIONS SERVICE TARIFF

CONTAINING REGULATIONS AND SCHEDULE OF

WHOLESALE RATES OF

LITCHFIELD COUNTY CELLULAR, INC.

CONNECTICUT RURAL SERVICE AREA NO. 1
(LITCHFIELD COUNTY, CONNECTICUT)

TO ALL OR PORTIONS OF THE

PETER McDonald, GM 977 EMAIN ST TOILR. 06790 469-9989 Ty 482-0733

TARIFF D.P.U.C No. 1 CELLULAR MOBILE TELEPHONE SERVICE TARIFF

TABLE OF CONTENTS

			<u>Page</u>
	CHECK S APPLICA EXPLANA	TONTENTS THEET TION OF TARIFF TION OF SYMBOLS TON HEADINGS	i 1 2 2 2
1.0	Applic	ation of Regulations	2
2.0	Defini	tions	3
3.0	Establ	ishment and Furnishing of Service	5
	3.1	General	5
	3.2	Access Numbers	5
	3.3	Deposits and Delinquent Charges	5
4.0	Genera	1 Provisions	6
	4.1	Counties to be Served	6
	4.2	Undertaking of Company	7
	4.3	Availability of Service	7
	4.4	Use of the Service	8
	4.5	Wholesale Customer Obligations	9
5.0	Terms.	•••••	10
	5.1	Taxes	10
	5.2	Application for Service	11
6.0	Limita	tion of Company's Liability	13

Issued: November 7, 1991 Effective: November 7, 1991

TARIFF D.P.U.C No. 1 CELLULAR MOBILE TELEPHONE SERVICE TARIFF

7.0	Discon	nection of Service for Cause	15
8.0	Provis	sion of Cellular Telephones	17
9.0	Direct	cory Assistance, Operator and Toll Services	17
10.0	Non-Ex	clusivity	18
11.0	Non-di	scriminatory Cellular Telephone Service	18
12.0	Pricin	ıg	18
13.0	Servic	e	20
14.0	Timing	of Calls	20
15.0	Rate P	Periods for Usage	21
	15.1	Peak Period	21
	15.2	Off-Peak Period	21
	15.3	Basic Service	21
	15.4	Discounts	25
	15.5	Optional Services	28
	15.6	Non-Recurring and Miscellaneous Charges	30
EFFEC'	TIVE WH	OLESALE PRICE LIST	32

LITCHFIELD COUNTY CELLULAR, INC. Original Page 1

TARIFF D.P.U.C No. 1 CELLULAR MOBILE TELEPHONE SERVICE TARIFF

CHECK SHEET

=

Pages 1 - 35, inclusive, of this Tariff are effective as of the date below.

Issued: November 7, 1991

Effective: November 7, 1991

TARIFF D.P.U.C No. 1 CELLULAR MOBILE TELEPHONE SERVICE TARIFF

APPLICATION OF TARIFF

This Tariff contains regulations, rates and charges applicable to the provision of Cellular Radio Telecommunications Service provided by Litchfield County Cellular, Inc., a corporation, within the Connecticut Rural Service Area No. 1 (Litchfield County, Connecticut) (Hereinafter referred to as Connecticut RSA No. 1).

EXPLANATION OF SYMBOLS

- (C) To signify a change in regulation
- (R) To signify a decrease in rate
- (I) To signify an increase in rate
- (D) To signify discontinued rate or regulation
- (N) To signify a new rate or regulation
- (T) To signify a change in text, but no change in rate or regulation

TITLE AND HEADINGS

All section titles and paragraph headings contained in this Tariff are for convenience only and shall not be deemed a part of the Tariff. The titles and headings shall not be construed to add to, detract from or change in any way the material meaning of the Tariff provisions.

1.0 Application of Regulations

1.1 This Tariff applies to the provision of wholesale cellular telephone services furnished within the Connecticut Rural Service Area ("RSA") No. 1 by Litchfield County Cellular, Inc. (hereinafter called "Company"), to subscribers who may use or retail this wholesale cellular telephone service to others, provided

Issued: November 7, 1991 Effective: November 7, 1991

TARIFF D.P.U.C No. 1 CELLULAR MOBILE TELEPHONE SERVICE TARIFF

Section 1 (Continued)

the subscriber (hereinafter "Wholesale Customer") and its end-users meet the criteria established under this Tariff.

- 1.2 When services and facilities are provided in part by other companies, these provisions apply only to that portion provided by Company.
- 1.3 Company does not transmit messages, but offers the use of its facilities, where applicable, for communication between parties subject to the terms and conditions and at the rates specified within this Tariff.

2.0 Definitions

Access Number:

A telephone number provided to Customer by Company and associated with Company's mobile radio unit, enabling use of the Cellular system.

Cellular Telephone:

A device, including a transmitter, receiver, antenna, control unit, selective signaling equipment, and associated wiring, for transmitting and receiving voice and data communications by radio in a Cellular Telephone System. Cellular Telephones installed in vehicles are referred to as mobile Cellular Telephones and Cellular Telephones which are not installed in vehicles and which are fully portable are referred to as portable Cellular Telephones.

Cellular Telephone Services (or Service):

Services furnished by Company using cellular radio technology to provide telecommunications in conjunction with the use of Cellular Telephones.

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